
MINUTESIN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, EASTERN DIVISION

HON. CHARLES S. COODY AT Montgomery, Alabama
DATE COMMENCED: 12/9/05 AT 2:12 p.m. to 2:33 p.m.
DATE COMPLETED: 12/9/05 TO Digital Recorded

UNITED STATES OF AMERICA *
VS. * CASE NO.: 3:05CR262-A-CSC
GERMEMIAS SANDOVAL *
MISSEAL FLORES XOCHICALE *
GYALTERO GYZMAN XOCHICALE *

GOVERNMENT APPEARANCES: DEFENDANT
Atty. Tommie Hardwick * Atty. Donnie Bethel
* Atty. Richard Keith
* Atty. Ben Bruner - NOT PRESENT
Tamra Martin, USPO
David Conoly, USPO

COURT OFFICIALS PRESENT:

Court Room Deputy: Wanda Stinson Interpreter: Elisa P. Brodbeck

() NON-JURY TRIAL
(X) OTHER PROCEEDINGS DETENTION HEARING AND ARRAIGNMENT

SEE MINUTES ATTACHED

LOG OF PROCEEDINGS ELECTRONICALLY RECORDED

Description	Detention hrg.		
Date	12/12/2005	Location	Courtroom 4B
Time	Speaker	Note	
2:13:01 PM	Court	Court convenes; parties present as noted; Interpreter sworn; Discussions as to the whereabouts of Atty. Bruner who is not present in court;	
2:13:20 PM	Atty. Keith	Have not heard from him;	
2:13:27 PM	Court	He represents Mr. Guzman?	
2:13:30 PM	Atty Keith	That's correct;	
2:13:38 PM	Court	Discussions as to proceeding with hearing with Mr. Guzman; Discussions regarding other defense standing for Atty. Bruner;	
2:13:55 PM	Atty. Keith	Can do that;	
2:13:59 PM	Court	Court will recess to allow counsel to confer with Deft Guzman regarding other counsel to represent him for detention and arraignment proceedings; If he wants lawyer here, we can reset it for another time;	
2:14:24 PM	Court	COURT IS RECESSED.	
2:23:40 PM	Court	Court RECONVENES;	
2:23:44 PM	Atty. Keith	Addressed the court as to deft Guzman and to deft Flores to reserved right to proceed with the detention as a later date and to proceed with arraignment;	
2:24:23 PM	Court	The for Mr. Sandoval?	
2:24:28 PM	Atty. Bethel	Yes.	
2:24:28 PM	Court	The defts do not contest detention as this point?	
2:24:29 PM	Atty. Keith	No sir.	
2:24:32 PM	Atty. Bethel	No sir.	
2:24:32 PM	Court	We will proceed with arraignment; All 3 defts placed under oath ofr	
2:25:12 PM	Court	Let's take Mr. Sandoval first; Arraignment colloquy being; Deft enters not guilty plea; Disc; Provided 12/12/05; Trial set for 2/13/06 before visiting judge;	
2:28:13 PM	Atty. Bethel	No objections to the 2/13/06 trial term;	
2:28:23 PM	Court	How long will take to try case?;	
2:28:28 PM	Atty. Hardwick	1 day;	
2:28:28 PM	Atty. Bethel	Concur;	
2:28:35 PM	Court	Deft order detained;	
2:28:54 PM	Court	Next Flores-Xochicale; arraignment colloquy; Deft enters not guilty plea to the charges in the indictment; Discover by 12/12/05; Any objections to the Feb. setting:	
2:30:34 PM	Atty. Keith	No objections;	
2:30:37 PM	Court	Order defendant be detained pending further proceedings;	
2:30:47 PM	Court	Next Mr. Guzman Xochicale; acknowledges Atty. Bruner not present; Deft advised that if he does not want to proceed with arraignment today, the court can set it for another time; Request to allow Mr. Bethel to assist with arraignment today?	

2:31:16 PM	Deft Guzman	Yes.
2:31:16 PM	Court	Do you wish to proceeding with arraignment at this time;
2:31:23 PM	Deft Guzman	yes.
2:31:30 PM	Court	Arraignment colloquy begins; Deft enters not guilty plea to the charges in the indictment; Discovery : 12/12/05; Atty. Bethel to tell Mr. Bruner about the 2/13/06 trial term; If he have any objections that he should let the court know ASAP; Deft to remain in custody;
2:33:33 PM	Court	Court is recessed.